

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK**

JAN KAUFFMANN, Individually and on  
Behalf of All Others Similarly Situated,

Plaintiff,

v.

HYZON MOTORS INC. f/k/a  
DECARBONIZATION PLUS  
ACQUISITION CORPORATION, ET AL.,

Defendants.

Case No. 6:21-cv-06612-CJS

CLASS ACTION

MARK BRENNAN, Individually and on  
Behalf of All Others Similarly Situated,

Plaintiff,

v.

HYZON MOTORS INC. f/k/a  
DECARBONIZATION PLUS  
ACQUISITION CORPORATION, ET AL.,

Defendants.

Case No. 6:21-cv-06636-CJS

CLASS ACTION

ALFRED MILLER, Individually and on  
Behalf of All Others Similarly Situated,

Plaintiff,

v.

HYZON MOTORS INC. f/k/a  
DECARBONIZATION PLUS  
ACQUISITION CORPORATION, ET AL.,

Defendants.

Case No. 6:21-cv-06695-CJS

CLASS ACTION

**STIPULATION AND ORDER GRANTING MOTION TO  
CONSOLIDATE THE RELATED ACTIONS**

Pursuant to Civil Local Rule 29, lead plaintiff movants Alfred Miller, M.D. (ECF No. 10), David Levy (ECF No. 7), Muhammad Samir Jassim Osman (ECF No. 8), and Douglas Brown (ECF No. 13) (collectively, “Movants”) and Defendants Hyzon Motors Inc., Erik Anderson, Peter Haskopoulos, Craig Knight, and Mark Gordon (collectively, “Defendants”) hereby agree and stipulate that good cause exists to consolidate the above-captioned actions (the “Related Actions”).

**WHEREAS**, the Court has considered Movants’ separate motions for entry of an Order consolidating the Related Actions and granting such other and further relief as the Court may deem just and proper; and

**WHEREAS**, the Court ordered on December 3, 2021, that on or before December 8, 2021, the parties’ counsel shall submit a proposed order consolidating the Related Actions if the parties do not object to consolidation of the Related Actions (ECF No. 16); and

**WHEREAS**, Movants and Defendants have stipulated and agreed to consolidate the Related Actions.

**IT IS HEREBY STIPULATED AND AGREED THAT**, by and among the parties, through their undersigned counsel, subject to Court approval, as follows:

Pursuant to Rule 42(a) of the Federal Rules of Civil Procedures, *Kauffmann v. Hyzon Motors Inc. f/k/a Decarbonization Plus Acquisition Corporation, et al.*, No. 6:21-cv-06612-CJS, *Brennan v. Hyzon Motors Inc. f/k/a Decarbonization Plus Acquisition Corporation, et al.*, No. 6:21-cv-06636-CJS, and *Miller v. Hyzon Motors Inc. f/k/a Decarbonization Plus Acquisition Corporation, et al.*, No. 6:21-cv-06695-CJS are consolidated as:

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF NEW YORK**

*IN RE HYZON MOTORS INC. SECURITIES  
LITIGATION*

Master File No. 6:21-cv-06612-CJS

CLASS ACTION

This Document Relates To:  
ALL ACTIONS.

(a) The file in Case No. 6:21-cv-06612-CJS shall constitute the master file for every action in the consolidated action. The Clerk shall administratively close the other actions. When the document being filed pertains to all actions, the phrase “All Actions” shall appear immediately after the phrase “This Document Relates To:” When a pleading applies to some, but not all, of the actions, the document shall list, immediately after the phrase “This Document Relates To:”, the docket number for each individual action to which the document applies, along with the last name of the first-listed plaintiff in said action;

(b) All securities class actions on behalf of purchasers of Hyzon securities subsequently filed in, or transferred to, this District shall be consolidated into this action. This order shall apply to every such action, absent an order of the Court. A party objecting to such consolidation, or to any other provision of this Order, must file an application for relief from this Order within ten days after the action is consolidated into this action; and

(c) This Order is entered without prejudice to the rights of any party to apply for severance of any claim or action, with good cause shown.

**IT IS SO STIPULATED.**

DATED: December 8, 2021

**HAGENS BERMAN SOBOL SHAPIRO  
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DATED: December 8, 2021

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DATED: December 8, 2021

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DATED: December 8, 2021

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DATED: December 8, 2021

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*Counsel for Defendants Hyzon Motors Inc.,  
Erik Anderson, Peter Haskopoulos, Craig  
Knight, and Mark Gordon*

**ORDER**

PURSUANT TO STIPULATION, **IT IS SO ORDERED.**

DATED: DEC. 13, 2021

Charles J. Siragusa  
HON. CHARLES J. SIRAGUSA  
UNITED STATES DISTRICT JUDGE